

WESTERN AUSTRALIA

ANNO QUADRAGESIMO SECUNDO

VICTORIÆ REGINÆ

No. 18

An Act to empower the Governor in Council to make regulations for the use and management of Jetties and other similar works, and to make other provision respecting the same. [*Assented to 16th July, 1878.*]

Preamble

WHEREAS by an Act passed during the present session of the Legislative Council, an Ordinance passed in the 19th year of the reign of Her present Majesty and numbered fifteen, has been repealed, and it is expedient to continue to the Governor in Executive Council certain powers as to making regulations for the use and management of all public bridges, jetties, piers, wharfs, and landing places, which were vested in him by the said Ordinance and also to make provision for the proper maintenance of the same and other public works: Be it therefore enacted by His Excellency the Governor of Western Australia and its Dependencies, by and with the advice and consent of the Legislative Council thereof, as follows:—

Short title

1. This Act may be cited as 'The Jetties Regulation Act, 1878.'

Regulations made under 19 Vic. No. 15, s. 16, continued in force

2. Any regulations heretofore made and promulgated by the Governor in Executive Council pursuant to section sixteen of the said repealed Ordinance, shall have the same force and effect as regulations made and published pursuant to the provisions of this Act, and every person acting in opposition to, in violation of, or at variance with any such regulations shall be proceeded against and punished as if the said regulations had been made and published pursuant to and in virtue of the provisions of this Act.

The Governor in Executive Council may frame regulations for the management of bridges, jetties, &c.

3. The Governor in Executive Council may frame and from time to time alter and amend general or special regulations for the management and use of all public bridges, jetties, piers, wharfs, landing places, and buoys, and particularly providing for the manner and time of mooring and fastening and loading and unloading boats and vessels at any jetty, pier, or wharf, or landing place; and a copy of all such regulations as aforesaid shall be published in the 'Government Gazette,' and from and after such publication and until the publication in like

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manner of any new, altered, or amended regulations as aforesaid, shall have the force and effect of law, and have the same force as if they had been originally embodied in this Act; and every person who shall act in opposition to, or violation of, or at variance with the said regulations or any part thereof respectively, shall upon conviction of such offence forfeit and pay any sum not exceeding Twenty pounds. Provided always that if at any time any municipal council shall duly make and publish by-laws relative to the use and management of any public bridge, jetty, pier, wharf, or landing place that has been handed over to their care and management, any regulations made under the said repealed Ordinance or under this section shall cease to apply to such bridge, jetty, pier, wharf, or landing place.

Persons violating regulations subject to a penalty of twenty pounds

4. No person shall under any pretext whatever, light, place, or keep a fire upon, or so near as to endanger any jetty, pier, wharf, bridge, or other work of the like nature, being public property, constructed wholly or in part of wood; and every person so offending shall, upon conviction of every such offence, forfeit and pay any sum not exceeding Ten pounds.

No person to light a fire upon any jetty, &c., being public property

5. Any person who shall make fast any vessel, boat, raft, timber, or other article, to any buoy (not being a warping buoy), beacon, river or sea mark, fender or other piling, shall, upon conviction of any such offence, forfeit and pay any sum not exceeding Twenty Pounds.

Any person making fast any vessel, &c., to any buoy, &c., subject to a penalty of twenty pounds

6. Sections A, B, F, and J of the Shortening Ordinance, 1853, shall be deemed to be incorporated with and to form part of this Act.

Incorporation of Shortening Ordinance

H. ST. GEORGE ORD,  
GOVERNOR.